



March 2, 2004

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In re application of:

Broadfield et al                      DECISION ON PETITION

Serial No.: 10/042,106

Filed: January 7, 2002

For: SYSTEM AND APPARATUS FOR THE STORAGE AND DISPENSING  
OF ITEMS

This is a decision on the petition received on October 3, 2003, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed February 21, 2002. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned April 24, 2002. The notice of abandonment was mailed on June 9, 2003.

On October 3, 2003, the office received a communication from the attorney of record. Enclosed was an acknowledgement that the attorney never received the Notice to File Missing Parts mailed February 21, 2002.

The evidence submitted is sufficient to establish that the petitioners never received the Notice to File Missing Parts mailed February 21, 2002.

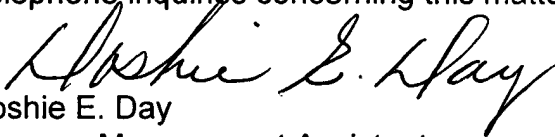
The petition is hereby Granted.

The application will be completed with the documents received October 3, 2003 and released to Technology Center 3651.

The over payment petition fee of \$260 will be credited to Deposit Account 50-0256.

The office regrets any inconvenience this may have caused the client.

Telephone inquiries concerning this matter may be directed to Doshie E. Day (703) 308-3640.

  
Doshie E. Day  
Program Management Assistant  
Office Initial Patent Examination

Enclosure: 1